

By Stiles

H.C.R. No 268

HOUSE CONCURRENT RESOLUTION

1 WHEREAS, The example of Times Beach, Missouri, demonstrates
2 the folly of siting hazardous waste facilities in flood-prone
3 areas; and

4 WHEREAS, Indeed, the National Flood Insurance Program,
5 participated in by numerous Texas cities and counties, seeks to
6 discourage the placement in flood-prone areas even of facilities
7 posing far less peril to the public at large; and

8 WHEREAS, Hazardous waste disposal in flood-prone areas of
9 Texas would present the possibility of spills leading to the
10 ruination of drinking water supplies and contamination of valuable
11 farmland; and

12 WHEREAS, A policy of local veto having an expected outcome
13 that no area would accept hazardous waste disposal facilities,
14 existing law has properly lodged within state agencies the approval
15 of environmental permits for such facilities; and

16 WHEREAS, This grant of authority for environmental permits
17 pertaining to hazardous waste disposal facilities makes it
18 incumbent that state agencies carefully consider special dangers,
19 including hazardous spills resulting from floods, that could prove
20 detrimental to the safety and well-being of local residents; and

21 WHEREAS, In Texas, required environmental permits associated
22 with the approval of hazardous waste disposal facilities include
23 those issued by the Texas Department of Water Resources under
24 Subsection (e), Section 4, of the Solid Waste Disposal Act (Article

1 4477-7, Vernon's Texas Civil Statutes), and by the Texas Air
2 Control Board under Subsection (c), Section 3.27, of the Texas
3 Clean Air Act (Article 4477-5, Vernon's Texas Civil Statutes); now,
4 therefore, be it

5 RESOLVED by the House of Representatives of the State of
6 Texas, the Senate concurring, That the 68th Legislature hereby
7 direct the Texas Department of Water Resources and the Texas Air
8 Control Board, prior to their approval of permits for hazardous
9 waste disposal facilities, to take particular account of the
10 dangers of locating such facilities in flood-prone areas of Texas,
11 as those areas may be identified not only by available topographic
12 or hydrologic maps, but also by recent data pointing to evidence of
13 flooding; and, be it further

14 RESOLVED, That copies of this resolution be prepared and
15 forwarded to the Texas Department of Water Resources and to the
16 Texas Air Control Board as an official expression of the sentiment
17 of the Legislature of the State of Texas.

COMMITTEE REPORT FORM

Austin, Texas

5/27/83

Date of report to Senate

Honorable William P. Hobby
President of the Senate

Sir:

We, your Committee on Administration to which was referred
HCR No. 268 have had the same under consideration, and I am instructed to report it back to the Senate
with the recommendation that it do _____ pass _____ and be printed.

Blake

Chairman

Paper clip the original and one copy of this form to the original bill and retain one copy for your file.

**REQUEST FOR LOCAL & UNCONTESTED CALENDAR
PLACEMENT**

Hon. Roy Blake, Chairman
Administration Committee

Sir:

Pursuant to S.R. 148, notice is hereby given that HCR 268, by: Stiles/Parker
was heard by the Committee on Administration on 5/27, 1983
and reported out with the recommendation that it be placed on the Local and Uncontested
Calendar.

Blake
Chairman of the reporting committee

IMPORTANT: THIS FORM MUST BE ATTACHED TO A PRINTED COPY OF THE BILL OR RESOLUTION, WHICH ALONG WITH 7 ADDITIONAL COPIES OF THE BILL OR RESOLUTION SHOULD BE DELIVERED TO THE OFFICE OF THE COMMITTEE ON ADMINISTRATION, ROOM G-27J. PLEASE CALL 5-1134 IF YOU HAVE ANY QUESTIONS. DEADLINE FOR SUBMITTING BILLS FOR THE LOCAL CALENDAR IS 5:00 P.M. MONDAYS.

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ENROLLED

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H.C.R. No. 268

President of the Senate

Speaker of the House

I certify that H.C.R. No. 268 was adopted by the House on May 27, 1983, by a non-record vote.

Chief Clerk of the House

I certify that H.C.R. No. 268 was adopted by the Senate on May 29, 1983.

Secretary of the Senate

APPROVED: _____

Date

Governor

* H. C. R. No. 268

By Stiles

HOUSE CONCURRENT RESOLUTION

Directing the Department of Water Resources and the Air Control Board to give careful consideration before permitting hazardous waste disposal in flood prone areas.

MAY 26 1983

1. Filed with the Chief Clerk.

2. Read first time and referred to Committee on _____

3. Reported ^{favorably} (as amended) and sent to Printer at _____ M.
_{unfavorably} (time)

4. Printed and distributed at _____ M.
(time)

5. Sent to Committee on Calendars at _____ M.
(time)

MAY 27 1983

6. Read and (adopted) (failed) (as amended) by (Non-Record Vote) (Record Vote of _____ years, _____ days, _____ present, not voting).

7. Ordered Engrossed _____ M.
(time)

8. Engrossed.

9. Returned to Chief Clerk at _____ M.
(time)

MAY 27 1983

10. Sent to Senate.

Betty Murray
Chief Clerk of the House

MAY 27 1983

MOTION TO SUSPEND ALL NECESSARY RULES IN ORDER TO TAKE UP AND CONSIDER AT THIS TIME
PREVAILED BY NON-RECORD VOTE.

MAY 27 1983 11. Received from the House.

MAY 27 1983 12. Read first time and referred to Committee on ADMINISTRATION

MAY 27 1983 13. Reported favorably.

MAY 27 1983 14. Ordered not printed by the Senate.

15. Immediate consideration ordered by (unanimous consent)
(_____ years, _____ nays)

MAY 29 1983

Laid before Senate

16. Read and adopted.

Betty King

Secretary of the Senate

5-29-83 17. Returned to the House.

MAY 29 1983

18. Received from the Senate (~~with amendments~~).

19. House (Concurred) (Refused to Concur) in Senate Amendments by a (Non-Record Vote) (Record Vote of _____ years, _____ nays, _____ present, not voting).

20. Conference Committee Ordered.

21. Conference Committee Report Adopted (Rejected) by a (Non-Record Vote) (Record Vote of _____ years, _____ nays, and _____ present, not voting).

MAY 29 1983

22. Ordered Enrolled at 4:00 P.M.
(time)